

MAY. 17. 2004 11:03AM

(3) FISH & RICHARDSON 6175428906

NO. 9469 P. 1

## FISH & RICHARDSON P.C.

225 Franklin Street  
Boston, Massachusetts  
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Date May 17, 2004

To **Examiner Karen A. Canella**  
U.S. Patent and Trademark Office (Patent)  
Commissioner for Patents  
Washington, DC 20231  
Telephone: (800) 786-9199

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Facsimile number 07334-00400002 / 703-872-9306

From Anita L. Meiklejohn, Ph.D.

Re **COPY OF FACSIMILE SENT MAY 10, 2004**  
USSN 08/862,442 - Shyjan  
Our Ref.: 07334-004002

Number of pages  
including this page **17**

Message **PLEASE DELIVER IMMEDIATELY TO EXAMINER K. CANELLA, GROUP  
ART UNIT 1642. CONSIDERATION OF PREVIOUSLY FILED PTO 1449 FORMS  
REQUESTED.**

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MAY 10 2004 4:12:05 PM (3) FISH & RICHARDSON 6175428906 NO. 4245  
Attorney's Docket No.: 07334-004003

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EXAMINER K. CANELLA  
COMMISSIONER FOR PATENTS  
WASHINGTON, D.C. 20231

GROUP 1642 FAX NO: 703-872-9306

Number of pages including this page / 4  
Applicant : Andrew W. Shyjan  
Serial No. : 08/662,442  
Filed : May 23, 1997

Art Unit : 1642  
Examiner : K. Canella

FACSIMILE COMMUNICATION  
Title : COMPOSITIONS AND METHODS FOR THE DIAGNOSIS, PREVENTION  
AND TREATMENT OF TUMOR PROGRESSION

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Attached to this facsimile communication cover sheet is a Request for Initialed PTO  
1,449, faxed this 10<sup>th</sup> day of May, 2004, to the United States Patent and Trademark Office.

Respectfully submitted,

Date: May 10, 2004

Fish & Richardson P.C.  
225 Franklin Street  
Boston, MA 02110-2804  
Telephone: (617) 542-5070  
Fax: (617) 542-8906

26839244.doc

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PAGE 1/1 RCV AT 5/10/2004 4:12:05 PM [Eastern Daylight Time] SVR:USPTO-EFXXF-1/1 DNIS:8729306 CSID:6175428906 DURATION (mm:ss):04:40

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\* \* \* COMMUNICATION RESULT REPORT ( MAY. 10. 2004 4:14PM ) \* \* \*

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Attorney's Docket No.: 07334-004002

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**EXAMINER K. CANELLA**

**COMMISSIONER FOR PATENTS**

**WASHINGTON, D.C. 20231**

**GROUP 1642 FAX NO: 703-872-9306**

Number of pages including this page **14**  
Applicant : Andrew W. Shyjan  
Serial No. : 08/862,442  
Filed : May 23, 1997

Art Unit : 1642  
Examiner : K. Canella

Title : **COMPOSITIONS AND METHODS FOR THE DIAGNOSIS, PREVENTION  
AND TREATMENT OF TUMOR PROGRESSION**

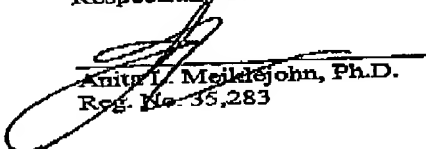
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Attached to this facsimile communication cover sheet is a Request for Initialed PTO  
1449, faxed this 10<sup>th</sup> day of May, 2004, to the United States Patent and Trademark Office.

Respectfully submitted,

Date: May 10, 2004

  
Anita L. Meilejohn, Ph.D.  
Reg. No. 35,283

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Attorney's Docket No.: 07334-004002

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**FOR THE PERSONAL ATTENTION OF:**

**EXAMINER K. CANELLA**

**COMMISSIONER FOR PATENTS**

**WASHINGTON, D.C. 20231**

**GROUP 1642 FAX NO: 703-872-9306**

Number of pages including this page /4

Applicant : Andrew W. Shyjan

Art Unit : 1642

Serial No. : 08/862,442

Examiner : K. Canella

Filed : May 23, 1997

**FACSIMILE COMMUNICATION**

Title : COMPOSITIONS AND METHODS FOR THE DIAGNOSIS, PREVENTION  
AND TREATMENT OF TUMOR PROGRESSION

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Attached to this facsimile communication cover sheet is a Request for Initialed PTO  
1449, faxed this 10<sup>th</sup> day of May, 2004, to the United States Patent and Trademark Office.

Respectfully submitted,

Date: May 10, 2004

  
Anita L. Meiklejohn, Ph.D.

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Andrew W. Shyjan                      Art Unit : 1642  
Serial No. : 08/862,442                      Examiner : K. Canella  
Filed : May 23, 1997  
Title : COMPOSITIONS AND METHODS FOR THE DIAGNOSIS, PREVENTION  
AND TREATMENT OF TUMOR PROGRESSION

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

REQUEST FOR INITIALED PTO FORM 1449

Upon reviewing the file, applicants noted that they have not received initialed copies of the enclosed four PTO Form 1449's that accompanied the information disclosure statements filed on: March 2, 2000; May 22, 2000; August 16, 2000; and September 27, 2000.

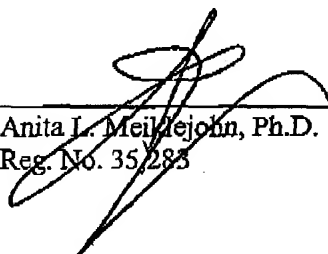
Applicants' records show that these information disclosure statements complied with 37 CFR 1.97. Thus, we respectfully request that the examiner initial and return the forms as soon as possible. Note, applicants must pay the issue fee by June 8, 2004, so the examiner's prompt attention to this matter would be appreciated.

Respectfully submitted,

Date: 15 MAY 2004

Fish & Richardson P.C.  
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Boston, MA 02110-2804  
(617) 542-5070 telephone  
(617) 542-8906 facsimile

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Anita L. Meillejohn, Ph.D.  
Reg. No. 35,283

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May 10, 2004  
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## PATENT

ATTORNEY DOCKET NO.: 07334-004002

The Patent and Trademark Office date stamp sets forth the date of receipt of:

Applicant or Patentee Andrew W. ShyjanNo. (Application, Appeal, Interference, Patent, Reexam) 08/862,442Filing or Issue Date May 23, 1997Title Compositions and Methods for the Diagnosis...

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<input type="checkbox"/>	Assignment	<input type="checkbox"/>		<input type="checkbox"/>	Declaration
<input checked="" type="checkbox"/>	Amendment/Response <u>12</u> Pages	<input type="checkbox"/>		<input type="checkbox"/>	Request Certificate of Correction
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<input checked="" type="checkbox"/>	Information Disclosure Statement				
<input checked="" type="checkbox"/>	PTO 1449 Form - <u>2</u> Pages				
<input checked="" type="checkbox"/>	Prior Art References - Number of References <u>14</u>				
<input type="checkbox"/>	Drawings <u>      </u> Sheets Formal <u>00</u> Sheets Informal <u>      </u> Sheets Amended <u>      </u>				
<input type="checkbox"/>	Notice of Missing Parts				
<input type="checkbox"/>	Combined Declaration and Power of Attorney				
<input type="checkbox"/>	Small Entity Statement				
<input checked="" type="checkbox"/>	Other <u>Declaration of Andrew W. Shyjan signed</u> <u>(2 pages); ATCC Deposit Receipt (1pg)</u>				

 Atty/Sec. Bumkoo Client/ MPI/Tumor Prog. Div Date 3-2-00  
 Initials Bumkoo Matter Name MPI/Tumor Prog. Div